The Washington Times

WASHINGTON, MONDAY EVENING, JUNE 21, 1915 ..

PRICE ONE CENT.

# FRANK SENTENCE COMMUTED; MOB **HUNTS GOVERNOR**

Factory Superintendent Wins Fight for Life on Eve of Execution.

SPIRITED AWAY TO PRISON

**Brooklyn Man Convicted of Mur**der to Spend Rest of Life in Penitentiary.

ATLANTA, June 21-(1 . m.).—Chief of Police Beavers has ordered 200 saloons and twenty clubs closed at once. Fear is now growing that drinking during the day may lead to serious violence tonight.

ATLANTA, June 21.-Leo M. Frank will not die on the gallows. His sentence today was commuted by Governor Slayton.

He began at once a term of life imprisonment on the Georgia State prison farm at Millidgeville.

Workmen in the Atlanta county jail are taking down the scaffold on which he was to have been hanged between 10 a. m. and 3:20 p. m

By so narrow a margin did he escape the noose.

It was not until breakfast this KLASUN morning that more than the merest handful of Atlantans knew Governor Slaton had granted a commutation of sentence to the man a Georgia jury convicted of the murder of fourteen-year-old Mary Phagan, a worker in the pencil factory

## UNEXPECTEDLY CALM.

At first the public's attitude was unexpectedly calm. Officials had prepared for a violently hostile demonstration. Surprised but gratified, they thought for a time that their arrangements had been unnecessary. Later developments showtheir original less to have been

As the news circulated crowds began to gather in the streets. They were thickest about the City Hall and Post-The police became active at once.

Mounted officers tried to keep the
throngs on the move. Policemen on
foot packed the City Hall and the Post-

Five mountaineers from Marietta county, where Mary Phagan lived, refused point blank to "move on" from the vicinity of the Grady monument, and were promptly arrested. "But what can they do," some one

"But what can they do," some one asked, "with Frank four hours' ride away?" not Frank they're talking about Governor Slaton," said a police

## Mob Seeks Governor.

At 10:20 a mob several hundred strong marched from the downtown section to the capitol to see the governor. The vernor, however, was not at the capitol. He remained at his country place, three miles ouside Atlanta, communicating with the city's authorities by plainly deemed the precaution a wise

The police left the crowd alone and in twenty-five minutes it began to dwindle. One of the wise old haran-guers, realizing this, held up his hand

guers, realizing this, held up his hand and said:

"All in favor of me and my brother here"—placing his hand on another speaker's shoulder—"being leaders, hold up their hands."

All hands went up.

"Then we'll go down to the railroad station," he said, and the two led the way to the Central of Georgia station.

Half a dozen mounted policemen fell

in behind. At the station they rode through the crowd, forcing space on the sidewalks. The crowd good natur-

the sidewalks. The crowd good naturedly gave way.

Howis of disappointment went up when learned that trains from Marietta, on which the angry Cobb county clan was reported to be coming, had been called off for the day by the state railroad commission. Another report that Cobb county men were coming in "jitneys" started the crowd downtown again. again.

All in the mob are white. Negroes are keepink out of the way.

From the governor came a short note for publication, assuring the people that he knew he had done right and begging simultaneously with the wrecking of the overall manufacturing plant of the them to await a lengthy statement he would issue later in the day, setting forth in full his reasons for commuting Leather Label Overall Company in Walkerville, Ontarlo.

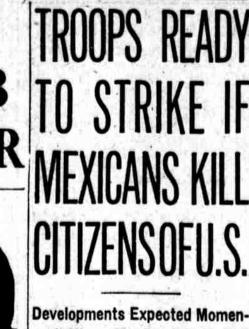
Two hundred Canadian soldiers were in the neighborhood of the armory when a guard accidentally stumbled across twenty-six sticks of dynamite with the fuse partly burned.

The watchmen declared he heard a slight explosion about 5 o'clock this morning, which he believes was the dynamite cap on the fuse. It failed to work properly. The dynamite was placed at the southeast corner of the armory. It is believed on the Windsor side that a German spy smuggled himself across the border during the night and set the bombs. rank's sentence from execution to life imprisonment.

Just when the State executive reached his decision was known only to himself. It was thought he would announce it the Thursday, but postponed it until Friday. From Friday he postponed it again until Saturday. Saturday he an-(Continued on Second Page.)

### Sultan of Turkey Is III; Calls German Specialist

AMSTERDAM, June 21.—A German specialist has been summoned to Constantinople to attend the Sultan of Turkey, according to Berlin dispatches to-The rature of the Sultan's illness



tarily as Maytorena's Troops Rush to Make U. S. Expedition "Unnecessary."

Situation Rife With Possibilities Such as Led Up to Occupation of Vera Cruz-Fate of Colonists Unknown.

GALVESTON, Tex., June 21. -Mexican Consul Burns received today from General Carranza a personal message, vigorously denying reports that he and Obregon had broken.

Developments on the west coast of Mexico are momentarily expected. Admiral Thomas B. Howard, commander-in-chief of the Pacific squadron, has reached Tobari Bay with his expedition of marines and bluejackets, and is ready to land a strong force to invade the Yaqui Adviser to Give Wilson Definite Valley if conditions demand.

LEO M. FRANK.

"I Would Be a Murderer to Al-

if I allowed that man to hang," said

life that I had that man's blood on my

Governor Slaton was up practically

telephone calls and following the jour-

The governor showed a remarkable

for one who has studied it so short a

"I have learned that record almost

The governor, in his statements, indi-

cated that all doubt of the guilt of Con-

ley and of the innocence of Frank has

States Grounds For Action.

at length the grounds of his action. It

was more than 15,000 words in length,

beginning with a general review of the

case. He declared that he had opened

only a small proportion of the letters

rained upon him from all over the coun-

try, as he believed the opinion of the

(Continued on Third Page.)

TRIES TO DYNAMITE

German Spy Blamed for At-

diers Asleep at Time.

DETROIT, Mich., June 21 .- An at-

tempt to blow up the armory at Wind-

sor, Ontario, was made early today

Peabody Company, Ltd., and the Leather Label Overall Company in

tempt—Two Hundred Sol-

been removed from his mind.

Declares.

Governor Slaton today.

hands." he continued.

by heart," he said.

time.

ney of Frank by telephone.

low Frank to Hang," Slaton

In the valley, surrounded by thousands of savage Indians, is a little group of American colonists. Marching into the valley are 800 troops of Governor Maytorena of

Ostensibly these Mexican troops, hitherto allies of the Indian forces, ATLANTA, June 21.—"Feeling as I do away the Indians, and restored about the case, I would be a murderer in the valley. Admittedly they

wish to "make unnecessary" the "I would rather be plowing in a landing of the American sailors field than to feel for the rest of my and marines on Mexican territory.

RESISTANCE EXPECTED. Such an invasion, Provisional Presithe whole of Sunday night answering dent Chazaro, titular head of the government with which Maytorena is

allied, has indicated would be met by resistance. familiarity with the record in the case comparable with those which led up to

His statement which accompanied is order commuting Frank's sentence to life imprisonment set forth

tion imperative.

Under the arrangement originally mapped out for him, the admiral will send ashore an officer with instructions to get into personal touch with the head of the Indian force and with Maytorena, and to assure both that the United States Government has every intention of protecting the lives of its citizens. The officer will be directed to say that if it becomes necessary to land a force from the American battleships and invade the valley, under no circumstance will a permanent occupation be at

Formidable Force. The Maytorena forces, which number more than the American landing expedition, would, if combined with the ARMORY IN CANADA 2,000 Indians, comprise a formidable opposition. Consul Sempich, at Nogales reported today to the State Department that the Maytorena forces are under command of General Sosa, who has been instructed to settle the disturb-ances in the valley, and to establish outpost guards to prevent a recurrence

of the outbreaks. of the outbreaks.

News was received at the State Department today of the release of W. B. Cox, Jacob Marks, and a man named Franklin, all Americans, who had been arrested by Villista authorities and sentenced to death for circulating counterfall manager.

terfeit money.

The constitutionalist agency here predicts an early reoccupation of Mexico City, claiming that the advance guard of the Carranzista force is already in the outskirts of the capital.

## Conditions Bad.

Conditions at Monclova continue bad according to a report received at the American Red Cross headquarters here,

American Red Cross headquarters here, today, from J. C. Weller, the Red Cross agent at the Mexican town. Weller reports having fed 1,200 familles with Red Cross supplies, but adds that the situation is still grave.

Gen. Felipe Angeles, Villa's principal aide, who is reported by the Carranzistas to have abandoned his chief, is now on his way to Boston. According to the Villa agency here he is going there simply to visit his family, whom he has not seen for years, and that he will stop by in Washington on his return trip to Mexico. There is a general belief that Angeles is in this country either to effect a coalition with friends of General Obregon. Carranza's dissastisfied bombs.

A terrific explosion early today, wrecked the overall manufacturing plant in Walkerville. August Frank, a German-American, twenty-eight, was arrested but denied any knowledge of the explosion. The plant had been working overtime on a \$1,000,000 order for uniforms for the British army.

Mexico. There is a general belief that Angeles is in this country either to effect a coalition with friends of General Obergon. Carranza's dissastisfied military leader, against both Carranza and Villa, or that he aims to persuade for to Villa as the one man capable of restoring order in Mexico.

### French Win Nearly Mile Of Trenches in Lorraine

The French offensive has netted nearly a mile of German trenches in Lorraine, and the allies have won signal successes in Alsace, west of Colmar, and also north of Arras. The French claim further progress in the direction of

Souchez, and are maintaining the positions they captured in the Woevre. The Russian forces defending Lemberg have been hurled back to the last line of defense before the city, which

Austro-Germans

storming. Shells are dropping in the suburbs of the Galician capital, and its fall is thought to be imminent.

The Czar's forces are removing wounded soldiers and heavy guns from Lemberg by train

Italy's offensive against Goritz is making progress, King Victor's troops being now securely established on the east bank of the Isonzo. Rome acknowledges that the operations for the heights around Plava have been costly, but claims notable success.

Information Regarding Conditions in Europe.

President Wilson and Col E. M. House, his confidential adviser, will have an important conference in New York on Thursday, regarding conditions in Europe.

Colonel House, who returned recentve the Pres Britain to entertain proposals from the United States regarding a modus vivendi for the protection of American shipping in the war zone, but likewise will be able to present a comparative survey of the situation in respect to the time when the United States may renew its offers to mediate between the warring nations.

The President will leave Washing-ton at midnight Wednesday for Cor-nish, N. H., to remain over the Fourth of July with his family. Thursday, however, he will remain in New York as the guest of Colonel House. The situation is rife with possibilities comparable with those which led up to the occupation of Vera Cruz.

Admiral Howard reported his arrival at Tobari Bay today. It was the first word which the Washington Government had received since June 15, when news was first received of the plight of the colonists.

Howard reports nothing concerning the fate of the Americans. He promised a full report as soon as he could size up the situation as for a many concerning the fate of the Americans. He promised a full report as soon as he could size up the situation as offers and will land no force without additional orders from Washington, unless he finds a situation so grave as to make instant action imperative.

## WHITE HOUSE SILENT ON \$1,200,000 OFFER French Make Big Gains In Lorraine and Alsac

Big Campaign Contribution Bait to Belligerents.

The White House today refused ab-\$1,200,000 campaign fund contribution in President Wilson's interest in his eagerness to obtain the Government's 355,000 discarded Krag-Jorgensen rifles for European bellig-

erents.
Though the story was that the proposition was angrily repulsed, the mere assertion that so barefaced a proposal was made in so high a quarter created a sensation in official circles.

Inasmuch, as the rifles, had they been obtained by a intermediary between the obtained by an intermediary between the United States and a belligerent, would have netted the middleman an enormous obtained by an intermediary between the United States and a belligerent, would have netted the middleman an enormous profit, it was agreed that such persons would not have hesitated at a heavy expenditure if there had been the slightest hope of effecting the transaction.

Among other efficiels known to have est hope of effecting the transaction.

Among other officials known to have been approached, though rumor did not mention financial offers to them, was Secretary of War Garrison, who said that, after receiving a large number of proposals, he became so tired of the persecution that he refused to receive any more callers on the subject.

## Denies King Constantine

Railway Center Commands Road Leading to Galician Capital. City's Fall Near, According to Latest Reports Issued.

Slavs Prepare to Evacuate. Trainloads of Guns and **Wounded Troops Removed to** Rear Ranks.

BERLIN (via wireless to London), une 21.-General Mackensen's left wing has captured Ravaruska, an important rallway center commanding the road leading to Lemberg, it was officially announced this afternoon

Ravaruska lies fifty miles northwest of Lemberg. Its cupture by the Austro-Germans cuts the most westerly line of communication leading from Lembers Poland and is another step in Mackensen's effort to encircle the Gall-

cian capital.

Lemberg is about to fall before the eyes of the Kaiser. The Russians are preparing to evacuate the city. A dispatch from Przemysi early today says patch from Przemysl early today says Austrian regiments are storming the last line of defenses on a ridge eleven when the city and that Austrian shells are falling in Cracow, the western suburb of the Galician capital. Since early yesterday trainloads of Russian wounded have been hurrying out of Lemberg. They are moving northeast in the direction of Brody, five miles from the Russian frontier. Aviators have brought word that several trainloads of heavy guns are moving out of Lemberg.

Russ Retire In Disorder.

Hotly pursued by the Austro-Germans, the Russians who were driven out of Grodek fell back toward Lemberg. Through the gap between lakes Drozdowiecki and Czorianski, General y from England, after a tour of all Mackensen rushed flying columns of the belligerent capitals, will be in a cavalry and infantry. They drove the are to protect the Americans, drive position, it is believed, not only to enemy eastward so rapidly that the concerning the willingness of Great sistance at their first line of trenches, three miles east of the lakes.

The Russian center retreated so rapidly that the right flank had to give way and began falling back in confusion from the Wereszyca river north of Grodek at daybreak Sunday. Throughout Saturday night and early

the Russians continued to give abandoning one after another Grodek. They are making their finai stand on a four-mile ridge.

The battle for the ridge began yesterday morning, the Austrians making the first onslaught. The Russians beat on the carly attacks fighting deposits.

the early attacks, fighting desperately. When the last dispatches were filed from the battlefront General Mackensen was hurling one regiment after another into the attack

Two Armies Closing In. Once this ridge is taken, General Mackensen is expected to sweep on into Lemberg over the low plain without erious opposition.

The final stage of the battle for Lemberg finds two armies closing in, each within striking distance of the city. One force, made up largely of Bavarians, is descending upon Lemberg from Janef, eleven miles northwest of the capital on the railway to Javorot. Unofficial reports say that the Kaiser has moved forward close to the battlefront and plans to enter Lemberg with

## In Lorraine and Alsace; Win Success Near Arras

PARIS, June 21.-Nearly a mile of German trenches have been taken by to Secure U. S. Rifles to Sell French troops in Lorraine in a determined rush through wire entanglements and barriers. The enemy was caught by surprise,

but has hurried re-enforcements to the Lorraine line. Several counterattacks have broken down and addisolutely to discuss the published re- tional trenches have been gained. The port that an unnamed man offered a war office reports this afternoon that "our troops found the occupied trenches filled with 'Ferman bodies." Important successes in the battle north of Arras and also in Alsace, west of the German town of Colmar, were reported to the war office today. In the Woevre district the French are maintaining themselves in the posi-tions they captured at Calonne, despite strong enemy counter-attacks.
"We have made further progress in
the direction of Souchez," says the
official communique. "Our troops

> Italians Suffer Heavy Losses in Fighting for Positions Around Playa

# NEWMAN UPHELD BY DECISION OF SUPREME COURT



OLIVER P. NEWMAN, District Commissioner.

Pontiff Not Inclined to Place Sole Blame for Atrocities on Austro-Germans.

PARIS, June 21.-Pope Benedict holds the opinion that belligerents on both district code by which a private sides have been guilty of so-called "atrocities," and is not inclined to citizen can jeopardize the tenure place all the blame on the Austro-Germans, according to Louis Lataple, correspondent of the Paris newspaper La Libertie, who was granted an in-terview by his hotiness.

Lataple told the Pope that the people of France regard his silence on alleged war crimes as "strange." war crimes as "strange."
"Then the people of France are unjust, or rather misinformed," responded his holiness, "and I blame you journalists for this. I first addressed

a letter favoring a peace settlement; then I proposed a Christmas truce, and next I endeavored to obtain an ex-change of prisoners, obtaining appre-ciable results." Questions Starvation Policy. The correspondent asked Pope Bene-

dict for an expression on the sinking of the Lusitania. "I do not know of a more frightful

filed misdeed," responded the pontifff. "My misdeed," responded the pontifff. "My heart is the heart of the Father—it is heavy and torn. But do you believe the blockade which is drawn about Germany and Austria, condemning millions of innocents to famine, was really inspired by humane sentiments?"

La Libertie's correspondent asked His Holiness about the stories of priests being shot as hostages.

"The Austrian bishops assure me that Russians also took Catholic hostages."

"The Austrian bishops assure me that Russians also took Catholic hostages and that once they used 1,500 Hebrews as a living barrier before them, exposed to bullets," replied Pope Benedict. "Bishop Cremona told me that Italian soldiers did the same thing with eighteen Austrian priests. een Austrian priests.

May Proclaim a Syllabus. "The Germans say their troops were fired upon at Louvain and that the Rheims Cathedral was used as an observation tower by the French. There were reports that Cardinal Mercier was arrested by the Germans in Belgium, but it will astonish you to learn that the Cardinal was never arrested. Gen-eral von Bissing, German military governor of Belgium, writes me that hend forth he will punish severely any act against the church or any of its min-

The Pope said he may proclaim a syllabus after the war, reviewing the church's doctrines concerning the rights

## GRIFFMEN IN FIRST **CLASH WITH RED SOX**

Shore and Boehling Warm Up for Opening Game of Double-Header Here.

By LOUIS A. DOUGHER.

fair-sized crowd turned out today to torney General for the United States. see Clark Griffith's young men tackle Either of these officials may consent the Boston Red Sox, just now the to co-operate with the relation of a fastest-climbing team in the circuit, third person. It is even provided that a in the first bargain day attraction of third person may proceed with the conthe 1515 season.

the 1:15 season.

Manager Carrigan practically had his entire pitching staff warming up before the opening contest, but it was whistered around that Shore might be his selection. Joe Boehling was working hardest of all Griff's staff preme Court for the institution of quo Was Stabbed or Poisoned

BERLIN. (via Amsterdam), June 21.—Violent fighting for the war office today.

With large bodies of re-enforcements, the German specialist, who was called to Athens to attend King Constantine, today denied a Paris report that the Greek monarch had been stabbed or poisoned.

ROME, June 21.—Violent fighting for hills around Plava have resulted in heavy losses, General Cadorna reported in heavy losses, General Cadorna reported in heavy losses, General Cadorna reported to the war office today.

With large bodies of re-enforcements, the Austrians are attempting to dislock the bersaglier from these positions, which dominate the plain leading staff warming up the fore the opening contest, but it was working erea around that Shore might before the opening contest, but it was whitis erea around that Shore might working hardest of all Griff's staff and the wise fans had him doped to climb the hill for the home team.

Justice Lamar explained that such a delivered several strong night attacks, all of which were repulsed.

The first game staff warming up thefore the opening contest, but it was whitis erea around that Shore might will even if a private citizen cannot to the war office to day.

With large bodies of re-enforcements, the his effore the opening contest, but it was whitis erea around that Shore might before the consent of the Attorney Gent he was called to Athens to attend King working hardest of all Griff's staff and the wise fans had him doped to climb the hill for the home team.

Justice Lamar explained that such a climb the connection of the Store with the connection of the Attorney Gent he is selection. Joe Boehling was working hardest of all Griff's staff and the wise fans had him doped to climb the hill for the home team.

Justice Lamar explained that such a climb the connection of the Store whistered at 2 o'clock, and the wise fans had him doped to climb the hill for the home team.

Justice Lamar explained that such a climb the can get the consent of the selection.

Justice Lamar e

Frizzell Not "Interested Party" in Meaning of Statute, Court Rules.

REVERSES LOWER COURT

Justices Pitney, McKenna, and Vandevanter Dissent-Justice Lamar Reads Opinion.

The United States Supreme Court today sustained the right of Oliver P. Newman to hold office as civil commissioner of the District of Columbia. Justice Lamar read the opinion.

Justices Pitney, Vandeventer, and McKenna dissented from the

The court ordered the case, brought by William J. Frizzell, "s citizen and taxpayer" of the District, remanded to the District Court of Appeals, and ordered that that court reverse its decision in which it had held that Mr. Newman was not eligible because he was not an actual resident of the District for three years prior to his appointment.

The United States Supreme court based its decision on the ground that Mr. Frizzell was not an "interested person" within the meaning of the only statute in the of office of any office holder.

INTEREST WAS GREAT.

ceedings against Newman," Justice Lamar said, "manifestly he could institute similar proceedings against any civil or military appointee in the District government. The law in the District allows such a leeway to 'interested persons.' Manifestly, Congress never intended that officeholders should be continually harassed by the interference of persons who have no claim on he office or are affected or interested beyond any other citizen of the United

States."

Justice Lamar gave his decision with Jackson Raiston, Mr. Newman's coun Jackson Raiston, Mr. Newman's counsei, was in court, and as soon as the
decision was handed down he hastened
to the telephone to inform Mr. Newman. As Mr. Newman was not in his
office he called up insurance Superintendent Nesbit and asked him to inform the Commissioner of the result.
Every seat in the court was filled, as
it was expected that the decision would t was expected that the decision would be handed down today, and there has been marked interest in the District in the case through its various stages, through the Supreme Court and the

The case was set ahead on the calendar of the Supreme Court of the United States so that a decision might be given today before the court adjourned for its summer vacation. Had the decision been delayed until autumn Newman would have been within a few weeks of being a three-year resident here after appointment.

Reason For Decision.

After recounting the various steps by which the case reached the highest court in the land, Justice Lamar said: "This vase presents a great many ineresting questions. However, we need not go into many of these questions before determining the status of Mr. Frizzell in this case. Under the early common law, the usurpation of a public office could only be presecuted by public officials. A private citizen had no more right to proceed in his own name than he had to prosecute the crime of mur-

der.

"However, in 1710, in England, there was a modification of that law by which a citizen could prosecute in the name of the King, but on his own relation of the circumstances involved.

"That statute was adopted in a number of American States. Even in this day such proceedings are regarded a quasi-official, and they may be used to determine the eligibility of two contesting parties for an office. Such a statute, however, has never been in force in the District.

The District Law.

"Congress in 1902 adopted a measure outlining quo warranto proceedings and such proceedings are not limited to criminal offenses. They are treated here not as criminal, but as civil, but still the proceedings may be used only through the District Attorney for the AMERICAN LEAGUE PARK,-A District or through the office of the Atsent of the Attorney General or the